IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CIVIL APPLICATION NO.4993 OF 2007
IN
FIRST APPEAL NO.2318 OF 2007
WITH
CIVIL APPLICATION NO.4994 OF 2007
IN
FIRST APPEAL NO.2319 OF 2007
WITH
CIVIL APPLICATION NO.4995 OF 2007
IN
FIRST APPEAL NO.2320 OF 2007
WITH
CIVIL APPLICATION NO.4996 OF 2007
IN
FIRST APPEAL NO.2321 OF 2007
WITH
CIVIL APPLICATION NO.4997 OF 200
IN
FIRST APPEAL NO.2322 OF 2007
WITH
CIVIL APPLICATION NO.4998 OF 2007
IN
FIRST APPEAL NO.2323 OF 2007

Office Notes, Office Memoranda of Coram, appearances, Court's order or directions	Court's or Judge's orders
	Mr.R.P.Soni i.b Ram & co. for the Applicants. Mr.Neel Mohan Pungaliya for the Respondents. **CORAM: D.K.DESHMUKH &** V.M.KANADE**, JJ.** **DATED:** 6TH DECEMBER, 2007

P.C.:

Heard the learned Counsel for both sides. Civil Applications are disposed of in following terms:

(i) Civil Applications are granted in terms of prayer clause (a) subject to condition that within a period of eight weeks from today the Appellant deposits 50% of the decretal amount in the trial court and furnishes a bank guarantee of a nationalised bank of the balance 50% amount to the satisfaction of the trial court with due intimation to the Respondents. If the deposit is not made within that period, the interim order will stand vacated without any further reference to the court. In that event, the Respondents shall be entitled to execute the decree.

(ii) In case the amount is deposited, the trial court shall permit the Respondents to withdraw the money deposited by the Appellant on filing an undertaking before the trial court undertaking to this court to bring back the amount if so directed by this court and on such

terms and conditions as may be directed by this court and on furnishing a bank guarantee of a nationalised bank to the satisfaction of the trial court.

(ii) Withdrawl be permitted within a period of eight weeks from the date of deposit.

(iii) If the amount is not withdrawn within the aforesaid period, it be invested in fixed deposit in a nationalised bank to the credit of this Appeal.

(iv) Civil Applications disposed of.

(D.K.DESHMUKH, J.)

(V.M.KANADE, J.)